

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ACS MOSCHNER & CO. GES. and
M.B.H. VENTURE CAPITAL PARTNERS KEG,

USDS-SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 12/30/09
DATE FILED: 12/30/09

Plaintiffs,

O R D E R

- against -

09 Civ. 7663 (NRB)

CADUCEUS PRIVATE INVESTMENTS, LP,
ORBIMED CAPITAL, LLC and ORBIMED
ADVISORS, LP,

Defendants.

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NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

It having been reported to this Court that this case has
been settled, it is

ORDERED that the above-captioned action be, and hereby is,
dismissed without costs and without prejudice to restoring the
action to this Court's calendar if the application to restore the
action is made within 30 days.

DATED: New York, New York
December 29, 2009



NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE